



MAIL STOP PETITION
PATENT
8059-1002-1

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Takehiko SASAHARA et al.

Office of Petitions

Application No. 10/647,455

Conf. 3248

Filed August 26, 2003

Group 1624

NOVEL QUATERNARY AMMONIUM COMPOUNDS

PETITION TO REVIVE UNDER 37 CFR §1.137(b)

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 25, 2006

Sir:

The present Application Serial No. 10/647,455 was filed on August 26, 2003 and claimed priority from two earlier Japanese applications and two earlier U.S. Provisional Application Nos. 60/407,291 filed on September 3, 2002 and 60/434,416 filed on December 19, 2002. All of the U.S. applications, namely the two provisional applications and the instant non-provisional application were filed in the Japanese language.

On June 15, 2004, the USPTO issued a Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted, requesting inter alia an accurate English translation of the non-provisional Application Serial No. 10/647,455 which was filed in a language other than English.

On August 6, 2004, applicants filed a response to the

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Notice to File Missing Parts, which inadvertently, as was reflected by the translator's certificate accompanying the response, included the English translation of one of the earlier provisional applications, namely 60/407,291. Thus, the accurate English translation of the non-provisional application, was inadvertently not filed along with such response.

Accordingly, it is apparent that the instant Application Serial No. 10/647,455 became abandoned by virtue of 37 CFR §1.52(d)(1) on August 15, 2004.

Petitioner hereby states that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable Petition under 37 CFR §1.137(b) was unintentional.

The Commissioner is hereby authorized to charge Counsel's Deposit Account No. 25-0120 the sum of \$1,500 under fee code 1453.

In accordance with 37 CFR §1.137(c) and Section 711.03(e) of the MPEP, there is submitted herewith the required reply in the nature of a Request for Continued Examination (RCE) pursuant to 37 CFR §1.114, along with the accurate English translation of non-provisional Application No. 10/647,455. It is believed that the filing of an RCE is necessary, in order to avoid placing an inordinate burden on the USPTO (See MPEP 711.03(e)).

The RCE request includes a proper submission, namely an amendment which includes:

- 1) the accurate English translation of non-provisional Application No. 10/647,455, and
- 2) the cancellation of claims 1-30 presented in the English translation, and the submission of new claims 31-52, which correspond to the claims found to be allowable by the Primary Examiner.

In view of the above, it is respectfully requested that U.S. Application No. 10/647,455, which unintentionally abandoned, be revived under the provisions of 37 CFR §1.137(b).

Respectfully submitted,

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